

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

MISSING PARTS TRANSMITTAL

In re Application of: Kelly et al.

For: Device and Method for Determining and Communicating the Remaining Life of a Battery in an Implantable Neurological Tissue Stimulating Device

Serial No.: 09/364,967

Filed July 31, 1999

**CERTIFICATE OF MAILING UNDER 37 CFR 1.8:** I hereby certify that this MISSING PARTS TRANSMITTAL and the paper(s), as described herein, are being deposited in the U.S. Postal Service, as first class mail, addressed to Commissioner of Patents and Trademarks, Washington, D.C. 20231 on this 17 day of September, 1999.

*Juanita I. Trauffer*  
Signature

Juanita I. Trauffer

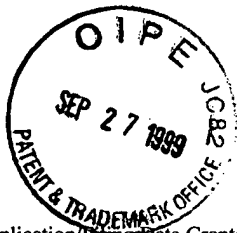
Printed Name

Commissioner of Patents and Trademarks  
Washington, D.C. 20231

Sir:

We are transmitting herewith the attached:

- X Transmittal
- X Notice to File Missing Parts of Application/Pending Date Granted form
- X Combined Declaration/Power of Attorney
- X Assignment
- X Assignment Cover Sheet
- X Return Postcard



☐ Applicant hereby petitions for a ( ) extension of time. If an additional extension of time is required, please consider this a petition therefor.

X Please Charge Deposit Account No. 13-2546 the sum of \$130.00 surcharge for a **TOTAL OF \$130.00.**

x Please charge any additional fees or credits to Deposit Account No. 13-2546 which may have been overlooked on this Amendment Transmittal with regard to this filing. A duplicate of this transmittal is enclosed.

☐ Applicant believes that no extension of term is required. However, if an extension of time is required, please consider this a petition therefor to provide for the possibility that applicant has inadvertently overlooked the need for an extension of time.

Sept. 16, 1999  
Date

*Curtis D. Kinghorn*  
Curtis D. Kinghorn

Reg. No. 33,926  
MEDTRONIC, INC.  
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UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office

Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
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09/364,967

07/31/99

KELLY

K

P-8035

MEDTRONIC INC  
7000 CENTRAL AVENUE N E  
MINNEAPOLIS MN 55432

0232/1823



NOT ASSIGNED

CDK

2858

DATE MAILED:

08/23/99

Box 1999 Missing Parts

**NOTICE TO FILE MISSING PARTS OF APPLICATION**  
**Filing Date Granted**

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the **SURCHARGE** set forth in 37 CFR 1.16(e) of ☐ \$65.00 for a small entity in compliance with 37 CFR 1.27, or ☒ \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a ☐ small entity (statement filed) ☒ non-small entity is \$ 130.00.

☒ 1. The statutory basic filing fee is:

- ☐ missing.  
☒ insufficient.

Applicant must submit \$ Please send to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

☒ 2. The following additional claims fees are due:

\$ \_\_\_\_\_ for \_\_\_\_\_ total claims over 20.  
\$ \_\_\_\_\_ for \_\_\_\_\_ independent claims over 3.  
\$ \_\_\_\_\_ for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

☒ 3. The oath or declaration:

- ☒ is missing or unsigned.  
☐ does not cover the newly submitted items.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date, is required.

☐ 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

☐ 6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.53(m)).

☐ 7. Your filing receipt was mailed in error because your check was returned without payment.

☐ 8. The application was filed in a language other than English.

Applicant must file a verified English translation of the application, the \$130.00 set forth in 37 CFR 1.17(k), unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).

☐ 9. OTHER:

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

**A copy of this notice MUST be returned with the reply.**

W. M. Rese

Customer Service Center  
Initial Patent Examination Division (703) 308-1202

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